

Civil Enforcement Case Report

Civil Enforcement Case

Basic Information

Case Number: 06-2017-0915
Case Name: Tubal-Cain Marine Services, Inc.
Case Category: Administrative - Formal
Case Status (as of 01/12/2017): Final Order Issued
Case Lead: EPA
Court Docket Number: 06-2017-0915
DOJ Docket Number: --

Relief Sought: Penalty
Enforcement Outcome: Final Order With Penalty
Headquarters Division: --
Branch: 6ENH
Result of Voluntary Disclosure? No
Multi-media Case? --
Enforcement Type: RCRA 3008A AO For Comp And/Or Penalty
Violations: --

Penalties – Case Level

Total Federal Penalty Assessed or Agreed To: \$63,000
Total State/Local Penalty Assessed: \$0
Total SEP Cost: \$0
Total Compliance Action Cost: \$2,000
Total Cost Recovery: \$0

Case Summary

On January 13, 2017, EPA Region 6 issued a Consent Agreement and Final Order (CAFO) to Tubal-Cain Marine Services to resolve violations of the Resource Conservation and Recovery Act. The violations include failure to conduct a hazardous waste determination, failure to obtain a permit for permit required activities and failure to meet requirements of a universal waste generator. Under the CAFO, Tubal-Cain will be required to pay a penalty of \$63,000 and take actions to ensure that the violations do not recur. Tubal-Cain was inspected as part of a "barge cleaner initiative" series of inspections in 2014.

Laws and Sections

Law	Sections	Programs
RCRA	3002	Standards Applicable to Generators of Hazardous Waste

Citations

Title	Part	Section
40 CFR	261.	1(c)
40 CFR	262.	11

Facilities

FRS Number	Facility Name	Address	City Name	State	Zip	SIC Codes	NAIC Codes
110035228054	TUBAL-CAIN MARINE SERVICES	8745 OLD YACHT CLUB RD	PORT ARTHUR	TX	776420386	--	--

Defendants

Defendants and Settlements	In Complaint	In Settlement
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Case Milestones

Event	Actual Date
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Defendants and Settlements	In Complaint	In Settlement
Tubal-Cain Marine Services, Inc.	Y	Y

Related Case Documents

Document	Facility Name	Publish Date	EPA Program
No data records returned			

Event	Actual Date
Final Order Issued	01/12/2017
Complaint Filed/Proposed Order	01/12/2017
Enforcement Action Data Entered	01/23/2017

Pollutants

Pollutant Name	Chemical Abstract Number
No data records returned	

Related Activities

Description	Actual Date
No data records returned	

Final Order 1

Final Order Type: Administrative Penalty Order With or Without Injunctive Relief
Final Order Name: Tubal-Cain Marine Services, Inc.
Linked Facilities (FRS ID): 110035228054
Final Order Lodged Date: --
Final Order Entered Date: 01/12/2017
Enforcement Action Closed Date: --
Actual Termination Date: --

Penalties/SEPs/Cost Recovery Amounts

Federal Penalty Assessed or Agreed To: \$63,000
State/Local Penalty Assessed: --
SEP Value: --
Federal Cost Recovery Awarded: \$0

Complying Actions

Complying Action ID	Category	Description
3600022191	Work Practices	Hazardous Waste Identification
3600022192	Work Practices	Institutional Controls
3600022193	Work Practices	Work Practices

Supplemental Environmental Projects

SEP ID	Category	SEP Value	Description
No data records returned			

Pollutant Reductions

Resulting From	Pollutant	Annual Amount	Units	Media Affected
No data records returned				

